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David A. Kalow
Kalow & Springut LLP
488 Madison Avenue
19th Floor
New York NY 10022

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OFFICE OF PETITIONS

In re Application of :
Mussmann et al. : DECISION ON PETITION
Application No. 09/931,162 :
Filed: August 17, 2001 :
Attorney Docket No. 33766W039 :

This is a decision on the PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) filed March 12, 2007.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely respond within the three-month statutory period set in the Notice of Allowance and Fee(s) Due mailed June 29, 2005. This period is not extendable. No reply having been received, the above-identified application became abandoned on September 30, 2005. A courtesy Notice of Abandonment was mailed on December 19, 2005. By decision mailed February 1, 2007, a prior "REQUEST FOR WITHDRAWAL OF ERRONEOUS ABANDONMENT" filed December 22, 2006 was dismissed.

In response, applicants timely filed this petition to revive. The petition included the required reply¹ in the form of the Issue Fee transmittal and a statement that the Issue Fee (and Publication Fee) were previously paid; payment of the petition

¹ There was no distinct but concurrent requirement for drawings.

fee set forth in 37 CFR § 1.17(m); and the required statement of unintentional delay. No terminal disclaimer is required.

The application is being forwarded to the Office of Patent Publication for processing into a patent.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a long horizontal flourish extending to the right.

Nancy Johnson
Senior Petitions Attorney
Office of Petitions